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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 ROBERT and MYRNA DANGANAN,
9 husband and wife,

10 Plaintiffs,

11 vs.

12 AMERICAN FAMILY MUTUAL
13 INSURANCE COMPANY, a Wisconsin
14 corporation,

15 Defendant.

Case No. 2:17-CV-02786-RFB-PAL

**STIPULATION TO EXTEND
DISCOVERY PLAN AND AMEND
SCHEDULING ORDER**

(First Request)

16 Plaintiffs, Robert and Myrna Danganan, by and through their attorney, and Defendant,
17 American Family Mutual Insurance Company, by and through its attorney (hereinafter
18 collectively referred to as “the Parties”) hereby respectfully submit their Stipulation and Order
19 to Extend Discovery Deadlines (First Request) pursuant to Rules 6(b) and 26(f) of the Federal
20 Rules of Civil Procedure and Local Rules 6-1 and 26-4. The proposed extended discovery
21 deadlines contemplate sixty (60) days to complete pending discovery.

22 This stipulation is brought pursuant to LR26-4, which provides that a request made within
23 21 days of the discovery cut-off date, which is currently set for May 11, 2018, must be
24 supported by a showing of good cause. Good cause exists to support this request. In sum, the
25 parties need additional time to depose pertinent witnesses. Defendant counsel sought to depose
26 Plaintiffs on April 16, 2018. After serving notice for the proposed April 16, 2018 depositions
27 of Plaintiffs, defendant’s counsel was advised on March 30, 2018 that (i) Plaintiffs’ counsel
28 had a conflict with the April 16, 2018 deposition date and (ii) Plaintiffs would be out of the

country from April 26, 2018 through May 22, 2018. Due to counsel's conflict, Plaintiffs' travel plans and other obligations, Plaintiffs' depositions were rescheduled for June 4, 2018. In the same vein, Plaintiffs' counsel sought to depose a corporate representative of Defendant. Plaintiffs' counsel noticed the Rule 30(b)(6) deposition of a corporate representative of Defendant for May 10, 2018 but, after servicing notice of the proposed May 10, 2018 deposition, defendant's counsel indicated that additional time was needed to identify and prepare the witness for the deposition. The Parties have not yet confirmed a new deposition date, but hope to do so shortly.

The Parties request this Stipulation to extend discovery by sixty (60) days be approved by the Court in order to accommodate the Parties in conducting the remaining discovery, including allowing Defendant to depose Plaintiffs and allowing Plaintiffs to depose Defendant.

This is the Parties' first request for an extension of time, and the same is not interposed for purposes of delay, but for the sole purpose of allowing to Parties to diligently and adequately prepare their respective cases for either settlement discussions or trial.

I. DISCOVERY COMPLETED

Joint Status Report	November 30, 2017
Stipulated Discovery Plan and Scheduling Order	December 7, 2017
Plaintiffs FRCP 26.1 Disclosures	January 9, 2018
Defendants' FRCP 26.1 Disclosures	January 8, 2018
Defendants' Written Discovery Served	January 22, 2018
Plaintiffs' Responses to Defendant's Written Discovery	March 1, 2018
Plaintiffs FRCP 26.2 Expert Disclosures	March 12, 2018
Defendant FRCP 26.2 Expert Disclosures	March 12, 2018
Plaintiffs FRCP 26.2 First Supplemental Expert Disclosures	April 11, 2018

The Parties are scheduling the depositions of Plaintiff and Defendants.

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1 **II. DISCOVERY THAT REMAINS TO BE COMPLETED**

2 Plaintiffs anticipate the taking of the depositions of American Family's 30(b)(6)
3 Representative and its expert, and Defendant anticipates the taking of the deposition of
4 Plaintiffs and their expert. Plaintiffs also anticipate serving written discovery upon Defendant.

5 **III. REASON WHY DISCOVERY HAS NOT BEEN COMPLETED**

6 The Parties have been diligent in conducting discovery but believe additional time is
7 necessary for the Parties to complete additional depositions; for their experts to conduct expert
8 discovery and complete their reports.

9 **IV. PROPOSED SCHEDULE FOR COMPLETING DISCOVERY**

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DISCOVERY ACTION	CURRENT DATE	STIPULATED DATE
Discovery Cut-off	May 11, 2018	July 11, 2018
Dispositive Motions	June 8, 2018	August 8, 2018

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13

14 STIPULATED AND AGREED TO this 1st day of May, 2018.

15
16 **MERLIN LAW GROUP, P.A.**

HUTCHINSON & STEFFEN, LLC

17
18 By /s/ Michael N. Poli
19 Michael N. Poli
20 403 Hill Street
21 Reno, Nevada 89501
22 Attorney for Plaintiffs

By /s/ Scott A. Flinders with permission.
Scott A. Flinders
Peccole Professional Park
10080 West Alta Drive, Suite 200
Attorney for Defendant

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24 IT IS SO ORDERED:

25 May 8, 2018
26 DATE


UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on the 1st day of May, 2018, I electronically transmitted the foregoing **STIPULATION TO EXTEND DISCOVERY PLAN AND AMEND SCHEDULING ORDER (First Request)** to the Clerk of the Court for the United States District Court, District of Nevada using the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants and counsel of record:

Scott A. Flinders (sflinders@hutchlegal.com)

/s/ Gracie Dobratz
An Employee of Merlin Group, P.A.